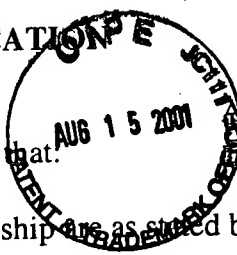


DECLARATION FOR PATENT APPLICATION

#3



Attorney Docket No: D6763-00001

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **SYSTEM AND METHOD FOR ASSESSING THE PERFORMANCE OF A PHARMACEUTICAL AGENT DELIVERY SYSTEM**, the specification of which

(check one) is attached hereto.

 x was filed on 5/22/01 as Application Serial No. 09/862850 and was amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all known information which is material to patentability as defined in Title 37, Code of Federal Regulation Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

(none)

(Number) (Country) (Day/Month/Year Filed)

Priority Claimed

Yes No

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Appln. Serial No.)

(Filing Date)

(Status-patent, pending, abandoned)

I hereby claim the benefit under 35 U.S.C. § 119e of any United States Provisional Application listed below:

Application

Serial No.	Filed	Title
60/206,121	May 22, 2000	SYSTEM AND METHOD FOR ASSESSING THE PERFORMANCE OF A PHARMACEUTICAL AGENT DELIVERY SYSTEM

I hereby appoint the attorney(s) and/or agent(s) identified by the US Patent and Trademark Office under **Customer No. 08933**, namely the law firm **DUANE, MORRIS & HECKSCHER LLP**, and its registered practitioners as listed hereinafter, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

	Registration No.
Arthur L. Plevy	24,277
William H. Murray	27,218
Lewis F. Gould, Jr.	25,057
Stephan P. Gribok	29,643
Peter J. Cronk	32,021
Richard T. Redano	32,292
Robert E. Rosenthal	33,450
Richard A. Paikoff	34,892
Jane E. Alexander	36,014
Samuel W. Apicelli	36,427
Steven E. Koffs	37,163
Paul A. Schwarz	37,577
Darius C. Gambino	41,472
Carl A. Giordano	41,780
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Edward J. Howard	42,670
Melanie Goddard	46,732
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Adam J. Simon

Serial No.: 09/862,850

Examiner: Not Yet Assigned

Filed: May 22, 2001

Art Unit: Not Yet Known

For: **SYSTEM AND METHOD FOR ASSESSING THE
PERFORMANCE OF A PHARMACEUTICAL
AGENT DELIVERY SYSTEM**

CERTIFICATE UNDER 37 CFR 1.8(c)
I HEREBY CERTIFY THAT THIS
CORRESPONDENCE IS BEING DEPOSITED
WITH THE UNITED STATES POSTAL SERVICE
AS FIRST CLASS MAIL IN AN ENVELOPE
ADDRESSED TO ASSISTANT COMMISSIONER
FOR PATENTS, WASHINGTON, D.C. 20231.

BY Stephan Gribok
REG. NO. 29643
DATE 7-16-01

COMMUNICATION RE LATE FILING OF DECLARATION

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

The above identified application was filed without a signed Declaration. Although no "missing parts" notice has been received, applicant herewith submits the signed Declaration, along with the late filing surcharge of \$130.00.

Dated: July 16, 2001

Stephan Gribok
Stephan P. Gribok
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(215) 979-1283

Docket No.: D6763-00001

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Adam J. Simon

Inventor's signature *Adam J. Simon* Date 6 Jul 2001

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COPY